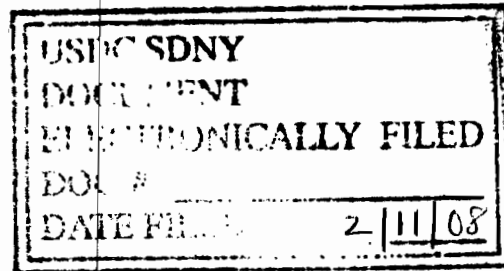


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UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

-----X  
 :  
 NIPPONKOA INSURANCE CO., LTD. - U.S.  
 BRANCH, :

*Plaintiff,*

v. :

KUEHNE & NAGEL, INC., d/b/a BLUE  
 ANCHOR LINE, and  
 SHIPCO TRANSPORT, INC., :

*Defendants.* :

07 CIV. 9581 (PKL)

**STIPULATION AND  
 ORDER OF DISMISSAL**

-----X

The matter in dispute having been settled, it is hereby STIPULATED and AGREED, by and between the respective undersigned counsel for all parties, that all claims and cross-claims in the above-entitled action are hereby DISCONTINUED, with prejudice and without costs. Should settlement not be finalized by March 10, 2008, any party may apply to have the action reopened by letter to the Court.

Dated: Rye, New York  
 February 11, 2008

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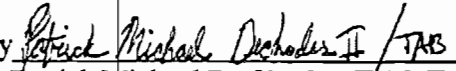
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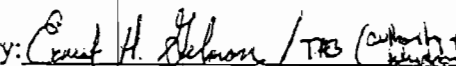
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SO ORDERED:

2/11/08

  
UNITED STATES DISTRICT JUDGE